

FILED
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RICHARD W. WICKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CV 08

1356

OSCAR REYES Plaintiff,

CASE NO. _____

vs.
Michael HENNESSY (sheriff
SR. Deputy Gochez

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

Sgt. DeBuzman Defendant.)

SBA

(PR)

I, OSCAR REYES, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: _____ Net: _____

Employer: _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 2005. \$300. A week MARShells
 5 _____
 6 _____

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- 9 a. Business, Profession or Yes ___ No X
 10 self employment
 11 b. Income from stocks, bonds, Yes ___ No X
 12 or royalties?
 13 c. Rent payments? Yes ___ No X
 14 d. Pensions, annuities, or Yes ___ No X
 15 life insurance payments?
 16 e. Federal or State welfare payments, Yes ___ No X
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 _____
 22 _____

23 3. Are you married? Yes ___ No X

24 Spouse's Full Name: _____

25 Spouse's Place of Employment: _____

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ _____ Net \$ _____

28 4. a. List amount you contribute to your spouse's support: \$ _____

- b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

N/A

5. Do you own or are you buying a home? Yes ___ No X

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile? Yes ___ No X

Make _____ Year _____ Model _____

Is it financed? Yes ___ No ___ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ___ No X (Do not include account numbers.)

Name(s) and address(es) of bank: _____

Present balance(s): \$ _____

Do you own any cash? Yes ___ No X Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No X

8. What are your monthly expenses?

Rent: \$ 0 Utilities: 0

Food: \$ 0 Clothing: 0

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

1 you have any other debts? (List current obligations, indicating amounts and to whom they are
2 payable. Do not include account numbers.)

3 CA. Restatution in the amount of
4 UNKNOWN

5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes ___ No ✓

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 N/A

10
11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15
16 1/2/08

17 DATE

18 Leon Reyes

19 SIGNATURE OF APPLICANT

20 * NOTE: Verification of Trust Account
21 WAS attempted on two(2) Seperate
22 Acations See Exhibit B-1 AND B-2.
23 Response WAS NEVER Received.
24 The petitioner asks this Honorable Court
25 to Allow him to proceed and without
26 delay. May this Honorable Court
27 Issue an order to the Accounting
28 Dept. to Forward a 6month Statment
to this Court.

Reyes, Oscar 2344229

1M 6 09

Case Number: _____

**CERTIFICATE OF FUNDS
IN
PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of OSCAR REYES 2344229 for the last six months at

[prisoner name]

SF COUNTY JAIL where (s)he is confined.

[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 58.33 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 6.48.

Dated: 2/26/08

lt. kg #1091
[Authorized officer of the institution]

Account Activity Ledger

Time :12:30

From :12/04/2007 To :02/26/2008

Comment	Trx Date	Time	Batch /Inv #	Trx Trx #	Trx Type	Invoice	Deposit	Withdrawal	Balance Forward
ID 2344229	Name REYES, OSCAR			Block			Previous Balance		0.00
Initial Entry	12/04/2007	17:16	B#251432	760506	D		50.00		50.00
Sales Transaction	12/05/2007	05:37	I#279538		I	49.78			0.22
	12/11/2007	10:55	B#252856	763516	D		15.00		15.22
Sales Transaction	12/12/2007	05:33	I#280772		I	14.45			0.77
CDL#A6176608 GLORIA	12/18/2007	10:22	B#254465	766900	D		20.00		20.77
Sales Transaction	12/19/2007	05:15	I#281960		I	19.86			0.91
Sales Transaction	02/13/2008	04:04	I#291848		I	0.86			0.05
	02/19/2008	11:55	B#269202	797676	D		30.00		30.05
Sales Transaction	02/20/2008	05:01	I#293103		I	29.41			0.64
CALID#N5215937 DARLE	02/21/2008	13:08	B#269769	798838	D		40.00		40.64
CDL#A6176539 IVETTE	02/22/2008	10:48	B#269940	799218	D		20.00		60.64

Deposits	6	For\$	175.00
Withdraws	0	For\$	0.00
Invoices	5	For\$	114.36